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Transmission
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Date: 14 Dec 2005

To: Robert Michal, Esq.	From: Donald L. Champagne
Application/Control Number: 09/696,095	Art Unit: 3622
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Urgent For Review For Comment For Reply Per Your Request

Comments:

This is in reply to your request of 29 November 2005 for comments on the after-final arguments (filed 10 November 2005) that might help applicant decide how to proceed.

There is a problem in communication that is illustrated by the argument on p. 15 concerning whether or not Farros et al. teaches a printing "reservation" means. Applicant and the examiner apparently have a different understanding of what "reservation" means in this context. As stated in rejection para. 10 and 11, the examiner interpreted "reservation" to mean "an order". The reference teaches a user ordering specialized printing, which reads on reserving said printing.

The basis of this interpretation is the awkward English in both the spec. and claims. Note, for example, p. 4 lines 17-18 of the after final submission, which claims "printing reservation means ... for use in reservation", where "reservation" is used as a verb.

The spec. and claims do not comply with 37 CFR 1.52(b), which requires that they be written in idiomatic English. In retrospect, the examiner should have objected to the deficient English.

The spec. is substantial, so I'm inclined to think that there's got to be a pony (i.e., some patentable feature) in there somewhere. However, I can't find it with the spec. written the way it is now. It would behoove applicant to file a substitute spec. edited into good idiomatic English.

Number of pages 1 including this page

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